

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-00233-APM

WILDEARTH GUARDIANS v. U.S. BUREAU OF LAND
MANAGEMENT

Assigned to: Judge Amit P. Mehta
Cause: 05:552 Freedom of Information Act

Date Filed: 01/31/2018

Jury Demand: None

Nature of Suit: 895 Freedom of
Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

WILDEARTH GUARDIANS

represented by **Kelly E. Nokes**
WESTERN ENVIRONMENTAL LAW
CENTER
208 Paseo del Pueblo Sur
No. 602
Taos, NM 87571
(575) 613-8051
Email: nokes@westernlaw.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Neil S. Kagan
2095 Olive Street
Eugene, OR 97405
United Sta
(734) 945-8886
Email: nkagan@wildearthguardians.org
TERMINATED: 05/30/2018

V.

Defendant

**U.S. BUREAU OF LAND
MANAGEMENT**

represented by **Brian J. Field**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2551
Fax: (202) 234-2806
Email: brian.field@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebeker
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2536
Fax: (202) 252-2599
Email: mark.nebeker@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/31/2018	<u>1</u>	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against BUREAU OF LAND MANAGEMENT (Filing fee \$ 400 receipt number 0090-5312490) filed by WILDEARTH GUARDIANS. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons

		Summons to AG, # <u>3</u> Summons Summons to USA, # <u>4</u> Summons Summons to BLM)(Kagan, Neil) (Attachment 1 replaced on 2/1/2018) (jd). (Entered: 01/31/2018)
01/31/2018	<u>2</u>	Corporate Disclosure Statement by WILDEARTH GUARDIANS. (Kagan, Neil) (Entered: 01/31/2018)
01/31/2018		Case Assigned to Judge Amit P. Mehta. (jd) (Entered: 02/01/2018)
02/06/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. BUREAU OF LAND MANAGEMENT, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(jd) (Entered: 02/06/2018)
02/08/2018	<u>4</u>	CERTIFICATE OF SERVICE by WILDEARTH GUARDIANS . (Kagan, Neil) (Entered: 02/08/2018)
03/05/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. BUREAU OF LAND MANAGEMENT served on 2/14/2018 (Kagan, Neil) (Entered: 03/05/2018)
03/05/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/15/2018. (Kagan, Neil) (Entered: 03/05/2018)
03/05/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/15/2018. Answer due for ALL FEDERAL DEFENDANTS by 3/17/2018. (Kagan, Neil) (Entered: 03/05/2018)
03/08/2018	<u>8</u>	NOTICE of Appearance by William Mark Nebeker on behalf of U.S. BUREAU OF LAND MANAGEMENT (Nebeker, William) (Entered: 03/08/2018)
03/16/2018	<u>9</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. BUREAU OF LAND MANAGEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 03/16/2018)
03/19/2018		MINUTE ORDER granting Defendant's <u>9</u> Unopposed Motion for Extension of Time to File Answer. Defendant's responsive pleading now is due on or before April 19, 2018. Signed by Judge Amit P. Mehta on 3/19/2018. (lcapm2) (Entered: 03/19/2018)
03/27/2018	<u>10</u>	NOTICE of Appearance by Kelly E. Nokes on behalf of WILDEARTH GUARDIANS (Nokes, Kelly) (Main Document 10 replaced on 3/28/2018) (znmw). (Entered: 03/27/2018)
04/19/2018	<u>11</u>	ANSWER to Complaint by U.S. BUREAU OF LAND MANAGEMENT.(Nebeker, William) (Entered: 04/19/2018)
04/19/2018	<u>12</u>	ORDER. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before May 4, 2018. See the attached Order for details. Signed by Judge Amit P. Mehta on 4/19/2018. (lcapm2) (Entered: 04/19/2018)
04/19/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 5/4/2018. (zcdw) (Entered: 04/24/2018)
05/04/2018	<u>13</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 05/04/2018)
05/04/2018		MINUTE ORDER. In light of the parties' <u>13</u> Joint Status Report, the parties are directed to file another Joint Status Report, on or before June 4, 2018, that advises the court about the status of Plaintiff's request. Signed by Judge Amit P. Mehta on 5/4/2018. (lcapm2) (Entered: 05/04/2018)
05/04/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/4/2018. (zcdw) (Entered: 05/06/2018)
05/30/2018	<u>14</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to WILDEARTH GUARDIANS. Attorney Neil S. Kagan terminated. (Nokes, Kelly) (Entered: 05/30/2018)
06/04/2018	<u>15</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (Nokes, Kelly) (Entered: 06/04/2018)

06/06/2018		MINUTE ORDER. In light of the parties' <u>15</u> Joint Status Report, the parties shall file another Joint Status Report on or before June 22, 2018, that advises the court about the status of Plaintiff's request. Signed by Judge Amit P. Mehta on 6/6/2018. (lcapm2) (Entered: 06/06/2018)
06/06/2018		Set/Reset Deadlines: Joint Status Report due by 6/22/2018. (zjd) (Entered: 06/06/2018)
06/21/2018	<u>16</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (Nokes, Kelly) (Entered: 06/21/2018)
06/25/2018		MINUTE ORDER. In light of the parties' <u>16</u> Joint Status Report, the parties shall file another Joint Status Report on or before July 27, 2018, that advises the court about the status of Plaintiff's request. Signed by Judge Amit P. Mehta on 6/25/2018. (lcapm2) (Entered: 06/25/2018)
06/25/2018		Set/Reset Deadlines: Joint Status Report due by 7/27/2018. (zjd) (Entered: 06/26/2018)
07/27/2018	<u>17</u>	Unopposed MOTION for Extension of Time to File <i>Joint Status Report</i> by U.S. BUREAU OF LAND MANAGEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 07/27/2018)
07/27/2018		MINUTE ORDER granting Defendant's <u>17</u> Unopposed Motion for Enlargement of Time. The parties' Joint Status Report now is due on or before August 6, 2018. Signed by Judge Amit P. Mehta on 7/27/2018. (lcapm2) (Entered: 07/27/2018)
07/27/2018		Set/Reset Deadlines: Joint Status Report due by 8/6/2018. (zjd) (Entered: 07/30/2018)
08/06/2018	<u>18</u>	Joint STATUS REPORT by WILDEARTH GUARDIANS. (Nokes, Kelly) (Entered: 08/06/2018)
08/08/2018		MINUTE ORDER. In light of the parties' <u>18</u> Joint Status Report, the parties are directed to file an additional Joint Status Report on or before September 18, 2018. Signed by Judge Amit P. Mehta on 8/8/2018. (lcapm2) (Entered: 08/08/2018)
08/08/2018		Set/Reset Deadlines: Joint Status Report due by 9/18/2018. (zjd) (Entered: 08/09/2018)
09/18/2018	<u>19</u>	NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018)
09/18/2018	<u>20</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 09/18/2018)
09/20/2018		MINUTE ORDER. In light of the parties' <u>20</u> Joint Status Report, the parties shall submit a subsequent Joint Status Report on or before November 2, 2018. Signed by Judge Amit P. Mehta on 09/20/2018. (lcapm2) (Entered: 09/20/2018)
09/20/2018		Set/Reset Deadlines: Joint Status Report due by 11/2/2018. (zjd) (Entered: 09/20/2018)
11/01/2018	<u>21</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 11/01/2018)
11/02/2018		MINUTE ORDER. In light of the parties' <u>21</u> Joint Status Report, the parties shall submit a subsequent Joint Status Report on or before December 14, 2018. Signed by Judge Amit P. Mehta on 11/2/2018. (lcapm2) (Entered: 11/02/2018)
11/02/2018		Set/Reset Deadlines: Joint Status Report due by 12/14/2018. (zjd) (Entered: 11/05/2018)
12/13/2018	<u>22</u>	NOTICE of Appearance by Brian J. Field on behalf of All Defendants (Field, Brian) (Entered: 12/13/2018)
12/13/2018	<u>23</u>	Unopposed MOTION for Extension of Time to by U.S. BUREAU OF LAND MANAGEMENT (Field, Brian) (Entered: 12/13/2018)
12/13/2018		MINUTE ORDER granting Defendant's <u>23</u> Unopposed Motion for Extension of Time to file Joint Status Report. The report shall be due no later than December 21, 2018. Signed by Judge Amit P. Mehta on 12/13/2018. (lcapm2) (Entered: 12/13/2018)
12/13/2018		Set/Reset Deadlines: Joint Status Report due by 12/21/2018. (zjd) (Entered: 12/14/2018)

12/21/2018	<u>24</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Field, Brian) (Entered: 12/21/2018)
12/21/2018		MINUTE ORDER. In light of the parties' <u>24</u> Joint Status Report, the parties shall submit a subsequent Joint Status Report on or before January 18, 2019. Signed by Judge Amit P. Mehta on 12/21/2018. (lcapm2) (Entered: 12/21/2018) (Entered: 12/21/2018)
12/21/2018		Set/Reset Deadlines: Joint Status Report due by 1/18/2019. (zjd) (Entered: 12/26/2018)
01/17/2019	<u>25</u>	Unopposed MOTION to Stay , Unopposed MOTION for Extension of Time to <i>All Deadlines</i> by U.S. BUREAU OF LAND MANAGEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Pfaffenroth, Peter) (Entered: 01/17/2019)
01/17/2019		MINUTE ORDER granting Defendant's <u>25</u> Motion to Stay Proceedings. This matter is hereby stayed. Within three business days of Justice Department operations resuming, Defendant shall notify the court when it will file the parties next Joint Status Report. Signed by Judge Amit P. Mehta on 1/17/2019. (lcapm2) (Entered: 01/17/2019)
01/29/2019	<u>26</u>	NOTICE of Restored Government Funding by U.S. BUREAU OF LAND MANAGEMENT (Field, Brian) (Entered: 01/29/2019)
01/29/2019		MINUTE ORDER. The parties shall file their next Joint Status Report no later than February 26, 2019. Signed by Judge Amit P. Mehta on 1/29/2019. (lcapm2) (Entered: 01/29/2019)
01/29/2019		Set/Reset Deadlines: Joint Status Report due by 2/26/2019. (zjd) (Entered: 02/05/2019)
02/26/2019	<u>27</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 02/26/2019)
02/26/2019		MINUTE ORDER. The parties shall file their next Joint Status Report by March 28, 2019, updating the court on Defendant's production efforts and, if necessary, propose a summary judgment briefing schedule. Signed by Judge Amit P. Mehta on 2/26/2019. (lcapm2) (Entered: 02/26/2019)
02/26/2019		Set/Reset Deadlines: Joint Status Report due by 3/28/2019. (zjd) (Entered: 03/10/2019)
03/27/2019	<u>28</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 03/27/2019)
03/29/2019		MINUTE ORDER. The parties shall file their next Joint Status Report by April 30, 2019, which updates the court on Defendant's production efforts and estimates a date of completing production. Signed by Judge Amit P. Mehta on 3/29/2019. (lcapm2) (Entered: 03/29/2019)
03/29/2019		Set/Reset Deadlines: Joint Status Report due by 4/30/2019. (zjd) (Entered: 03/29/2019)
04/30/2019	<u>29</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 04/30/2019)
05/01/2019		MINUTE ORDER. The parties shall file their next Joint Status Report by May 30, 2019, which updates the court on Defendant's production efforts and estimates a date of completing production. Signed by Judge Amit P. Mehta on 5/1/2019. (lcapm2) (Entered: 05/01/2019)
05/01/2019		Set/Reset Deadlines: Joint Status Report due by 5/30/2019. (zjd) (Entered: 05/02/2019)
05/30/2019	<u>30</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 05/30/2019)
05/31/2019		MINUTE ORDER. The parties shall file their next Joint Status Report by June 28, 2019, which updates the court on Defendant's production efforts and, if necessary, proposes a briefing schedule for summary judgment. Signed by Judge Amit P. Mehta on 5/31/2019. (lcapm2) Modified on 5/31/2019 (lcapm2). (Entered: 05/31/2019)
05/31/2019		Set/Reset Deadlines: Joint Status Report due by 6/28/2019. (zjd) (Entered: 05/31/2019)
06/28/2019	<u>31</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 06/28/2019)

07/01/2019		MINUTE ORDER. The parties shall file their next Joint Status Report by August 2, 2019, which updates the court on Defendant's production efforts and, if necessary, proposes a briefing schedule for summary judgment. Signed by Judge Amit P. Mehta on 07/01/2019. (lcapm1) (Entered: 07/01/2019)
07/01/2019		Set/Reset Deadlines: Joint Status Report due by 8/2/2019. (zjd) (Entered: 07/01/2019)
08/02/2019	<u>32</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 08/02/2019)
08/05/2019		MINUTE ORDER. The parties shall file their next Joint Status Report by September 6, 2019, which updates the court on Defendant's production efforts and, if necessary, proposes a briefing schedule for summary judgment. Signed by Judge Amit P. Mehta on 08/05/2019. (lcapm2) (Entered: 08/05/2019)
08/05/2019		Set/Reset Deadlines: Joint Status Report due by 9/6/2019. (zjd) (Entered: 08/06/2019)
09/06/2019	<u>33</u>	Joint STATUS REPORT by U.S. BUREAU OF LAND MANAGEMENT. (Nebeker, William) (Entered: 09/06/2019)